

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

QVC, INC.,

CIVIL ACTION

Plaintiff,

No.: 06-CV-04231 (TON)

STACEY SCHIEFFELIN, et al.

Defendants.

FILED MAR - 1 2007

FIFTH STIPULATION TO ENLARGE TIME FOR PLAINTIFF TO RESPOND TO DEFENDANTS'
"MOTION TO DISMISS AMENDED COMPLAINT AND TO STRIKE PARAGRAPHS OF AMENDED COMPLAINT FOR VIOLATION OF FRE 408"

Plaintiff, QVC, Inc. ("Plaintiff"), and defendants, Staccy Schieffelin, David Schieffelin and Models Prefer, Ltd. (collectively, "Defendants"), by and through their respective undersigned counsel, agree and stipulate, subject to the approval of the Court, as follows:

- 1. On November 17, 2006, Defendants filed their "Motion to Dismiss Amended Complaint and to Strike Paragraphs Of Amended Complaint For Violation of FRE 408" (the "Motion to Dismiss") in response to Plaintiff's Amended Complaint..
- 2. Pursuant to Rule 7(c) of the Rules of Civil Procedure of the United States
 District Court for the Eastern District of Pennsylvania (the "Local Rules"), Plaintiff was
 required to respond to the Motion to Dismiss on or before December 1, 2006.

- 3. In view of ongoing and serious settlement discussions, the parties have requested, and the Court has granted, enlargements of the time for Plaintiff to respond to Defendants' Motion to Dismiss.
- 4. Plaintiff and Defendants have utilized the extensions granted by the Court for serious and earnest discussions, exchange of several proposals and a meeting of the parties and counsel, all seeking an amicable resolution of the within civil action.
- 5. Plaintiff and Defendants are continuing their efforts to seek an amicable resolution of the within civil action, and they have made progress toward that objective.
- 6. The recent inclement weather, coupled with the fact that Defendants' counsel recently changed firms, has caused certain unavoidable delay in the progress of discussions.
- 7. In order to facilitate efforts to amicably resolve this matter, and to avoid potentially unnecessary costs that could impede an amicable resolution of this matter, Plaintiff and Defendants stipulate and agreement, pursuant to Local Rule 7.4(b) and subject to approval of the Court, that the time in which Plaintiff is required to respond to Defendants' Motion to Dismiss will be enlarged for a additional period, up and including March 15, 2007.

[INTENTIONALLY LEFT BLANK]

8. This Stipulation may be executed via telefacsimile or electronic transmission and in any number of counterparts, all of which together shall be one document.

SO AGREED AND STIPULATED.

Nathaniel Metz, Esquire
(Signature Validation No. NM264)
SAUL EWING LLP
Centre Square West
1500 Market Street, 38th Floor
Philadelphia, PA 19102-2186
(215) 972-8385
(215) 972-2282 (Telefacsimile)
nmetz@saul.com

Attorneys for Plaintiff QVC, Inc.

Dated: February 19, 2007

Antoinctte R. Stone, Esquire
(Signature Validation No. ARS3519)
BROWN STONE NIMEROFF LLC
1818 Market Street
Suite 2300
Philadelphia, PA 19103
(267) 861-5333
(267) 350-9050 (Telefacsimile)
astone@bsnlawyers.com

Attorneys for Defendants Stacey Schieffelin, David Schieffelin and Models Prefer, Ltd.

APPROVED AND SO ORDERED

THIS DAY OF March, 2007.

Thomas N. O'Neill, Jr.,, U.S.D.J.

ENTERED

MAR - 1 2007

CLERK OF COURT